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PATENT

JAN 17 2006

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

*Chi-An Kao et al.*For: CONSTANT AND REDUCIBLE  
HOLE BOTTOM CD IN  
VARIABLE POST-CMP  
THICKNESS AND AFTER-  
DEVELOPMENT-INSPECTION  
CD

Examiner: Khiem D. Nguyen

Group Art Unit: 2823

Confirmation No. 8353

Serial No.: 10/661,793

**REQUEST FOR CONTINUED  
EXAMINATION UNDER 37 CFR §1.114**

Filed: 09/12/2003

Atty. Docket No.: TS01-1037

## CERTIFICATE OF MAILING/FACSIMILE PURSUANT TO 37 C.F.R. §1.8

I hereby certify that this document (and any documents referred to therein) are being sent by facsimile to (571) 273-8300 addressed to the following: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: January 17, 2006

By:

Maria E. Provencio

Examiner Khiem D. Nguyen  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a request for continued examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. **Submission required under 37 C.F.R. § 1.114**a. ☒ Previously submittedi. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on December 19, 2005 (copy attached).ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.iii. ☐ Other: \_\_\_\_\_.b. ☐ Enclosedi. ☐ Amendment/Reply

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- ii. ☐ Affidavit(s)/Declaration(s)  
iii. ☐ Information Disclosure Statement (IDS)  
iv. ☒ Other: Petition for Extension of Time Under 37 CFR 1.136(a)

2. **Filing Fees**

Description	Fee Code	Claims	Extra	Rate	Fee
RCE Fee	1801				\$790.
Independent Claims	1201			\$100=	
Total Claims	1202			\$25 =	

Fees Due .....\$790.00

3. **Additional fees:** Request for Extension of Time for one (1) month from December 19, 2005 to January 19, 2006 pursuant to 37 CFR §1.17(a)(3)..... **\$120.00**

Total Fees Paid..... **\$910.00**4. **Payment of Fees**

☒ The Commissioner is hereby authorized to charge the above fees and any other fees necessary to give this filing effect and to credit any overpayment of fees which may be required under 37 CFR §1.16 and §1.17, to Deposit Account No. 04-1679, referencing Atty. Docket No. TS01-1037. A duplicate of this sheet is enclosed for this purpose.

5. **Address all future communications to:**

Customer No. 08933  
Mark J. Marcelli  
DUANE MORRIS LLP  
30 S. 17<sup>th</sup> Street  
Philadelphia, Pennsylvania 19103-4196

6. **Other documents enclosed herewith:**

☐ Change of Correspondence Address

Dated: January 17, 2006

DUANE MORRIS LLP  
101 West Broadway, Suite 900  
San Diego, CA 92101  
Telephone: (619) 744-2200/Facsimile: (619) 744-2201

Respectfully submitted,

By: 

Mark J. Marcelli,  
Registration No. 36,593  
Attorney for Applicants